

SWANSON AND GALLAGHER WIN MAJOR TRIAL VICTORY FOR CLARK



Clark Material Handling Co. v. Toyota Material Handling U.S.A., Inc. (W.D.N.C. 2015)

Brian Swanson and Sean Gallagher won a major jury trial for Clark Material Handling Company. Clark sued Toyota in the Western District of North Carolina for tortious interference and various state-law claims, alleging that Toyota had improperly coerced a regional forklift dealer and long-time distributor of Toyota machines, parts, and services into terminating its newly formed dealer relationship with Clark. Bartlit Beck led a two-week jury trial, in which the jury found for Clark on all claims and awarded several million dollars in damages to Clark. Bartlit Beck's post-trial motions convinced the district court to treble damages and award attorney's fees, which nearly quadrupled Clark's damages award. The case settled while on appeal to the Fourth Circuit.

ATTORNEYS

Sean W. Gallagher

Brian C. Swanson